

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
Sixty-Eighth Legislature
OF THE
STATE OF MAINE.

1897.

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Amendment accepted and bill as amended assigned Tuesday, for second reading. On motion by Mr. Savage, an act relating to the Coburn Steamboat Company was taken from the table.

Mr. Savage offered amendment A. Amend section 1 by adding at the end thereof the words, "engaged in similar business on Moosehead lake."

Amendment accepted, bill read the second time as amended and passed to be engrossed.

On motion by Mr. Hinkley of Franklin, resolve in favor of an appropriation to repair bridge across Macwahoc stream in Macwahoc plantation, in the county of Aroostook, was taken from the table, read the second time and passed to be engrossed.

On motion by Mr. Sharp of Aroostook, the Senate adjourned.

HOUSE.

Friday, Feb. 26, 1897.

Prayer by Rev. Mr. Newbert of Augusta.

Papers from the Senate disposed of in concurrence.

An act to amend an act to incorporate the Meduxnekeag hospital.

This bill was passed to be engrossed by the House, in Senate amended by Senate amendment "A." The House reconsidered the vote whereby the bill was passed to be engrossed, Senate amendment "A" was adopted and the bill was passed to be engrossed as amended in concurrence.

An act to amend sections 1 and 2, of chapter 356, of the Private and Special Laws of 1885, relating to the salary of the treasurer of the county of Waldo.

This bill was passed to be engrossed in the House. In State it was passed to be engrossed as amended by Senate amendment "A." The House reconsidered the vote whereby this bill was passed to be engrossed, Senate amendment "A" was adopted, and the bill was then passed to be engrossed as amended in concurrence.

An act relating to the Old Town municipal court.

Senate amendment "A" to this bill was adopted in concurrence, the bill was read a second time as amended and assigned.

Petitions, bills, etc., presented and referred:

JUDICIARY.

By Mr. Knowlton of Portland—Bill an act to amend section 23, of chapter 79, of the Revised Statutes, relating to the admission of attorneys to the practice of law.

LEGAL AFFAIRS.

By Mr. Boynton of Sullivan—Bill an act to require the use of wide tires upon team wagons.

SHORE FISHERIES.

By Mr. Stevens of Cutler—Petition of Nelson Woodard and 35 others of Jonesport, Me., fishermen, asking for amend-

ment to the laws relating to the lobster fisheries as applied to Washington county; of C. H. Hinkley and others relating to the same.

AGRICULTURE.

By Mr. Fernald of Levant—Resolve relative to fixing the date of the Maine State fair and the Eastern Maine State fair.

The following petitions were placed on file, the report of the committee on temperance being now in the possession of the House:

By Mr. Holbrook of Brunswick—Petition of George Lambert and others of Freeport, asking for the cigarette law.

By Mr. Garvin of Acton—Petition of Rev. Hosea Hewitt and 17 others, men, and of Nellie S. Emerson and 20 others, women, of South Berwick, for same; also endorsed by the local societies of Christian Endeavor, embracing 150 members, at the meeting held, Feb. 22, 1897, asking that the bill prohibiting the manufacture and sale of cigarettes be given a passage.

REPORT OF COMMITTEES.

Mr. Walton for the committee on legal affairs, reported ought to pass on bill an act to incorporate the Ogunquit Water Co. Printed under rule.

Mr. Smith for the committee on judiciary, reported in a new draft and ought to pass, bill an act to incorporate the Hallowell water commissioners. Printed under rule.

Mr. Smith for the same committee, which was instructed by an order of the Legislature to inquire into the expediency of so amending that portion of section 38 of chapter 6, of the Revised Statutes, relating to poll taxes as to establish a uniform rate of poll taxes throughout the State, reported legislation thereon inexpedient.

Mr. Boynton for the committee on legal affairs, reported in a new draft and ought to pass, bill an act to incorporate the Kingfield Water Co. Printed under rule.

Mr. Floyd for the same committee, to which was referred petition praying for the enactment of a law prohibiting the use of fire arms to boys under 18 years of age, reported that the petitioners have leave to withdraw.

Mr. Plummer for the committee on interior waters, reported in a new draft and ought to pass, bill an act to incorporate the Nahmakanta Steamboat Co. Printed under rule.

Mr. Rodick for the committee on shore fisheries, on petition asking for repeal of chapter 172, of the Public Laws of 1895, entitled an act to regulate the packing of fish in hermetically sealed cans, reported that the petitioners have leave to withdraw.

Mr. Smith for the committee on claims, on petition praying that Rev. Josiah I. Brown be paid for recruiting men for the 15th Maine Regiment, and also for services rendered as chaplain prior to his muster as such, reported that the petitioner have leave to withdraw.

Mr. Day for the committee on claims, on petition of J. B. Ripley and others,

praying that commutation paid during the late war be refunded, reported that the petitioners have leave to withdraw.

Mr. King for the committee on interior waters, reported in a new draft and ought to pass, bill an act to incorporate the Lawry Dam Co. Printed under rule.

Mr. King for the same committee, reported ought to pass on bill an act to extend the charter of the Maine Water and Electric Co. Printed under rule.

Mr. Blaisdeau for the committee on education, reported in a new draft and ought to pass, resolve in favor of Wilton Academy. Printed under rule.

Mr. Gowell for same committee, on petition reported a resolve in favor of Springfield Normal school. Printed under rule.

Mr. Blanchard for same committee, on petition praying that an appropriation for aid be granted in erecting High school building in the town of Chester, reported that the petitioners have leave to withdraw.

Mr. Whiting for the committee on ways and bridges, on petition reported a resolve in favor of granting aid in blasting a ledge in highway in the town of Frenchville. Printed under rule.

Mr. Whiting for the same committee, on petition reported a resolve in favor of granting aid in repairing and maintaining Babbitt Bridge road in the town of Moscow. Printed under rule.

Mr. Stevens for the committee on shore fisheries, on petition for repeal of section 8, chapter 247, of the Laws of 1893, prohibiting the taking of smelts by purse or drag seines in the waters of Bluehill bay, reported that the petitioners have leave to withdraw.

Mr. Merrill for the committee on banks and banking, reported ought not to pass on bill an act to revive the charter of the Portland Loan Co.

Mr. Burns for the committee on education, reported in a new draft and ought to pass, resolve in favor of Cherryfield Academy. Printed under rule.

Mr. Merrill for the committee on banks and banking, reported in a new draft and ought to pass, bill an act amendatory of and additional to chapter 47, of the Revised Statutes, relating to the duties of the bank examiner. Printed under rule.

Mr. Burns for the committee on education, reported in a new draft and ought to pass, resolve in favor of Westbrook Seminary. Printed under rule.

Mr. Knowlton for the committee on judiciary, reported in a new draft and ought to pass, bill an act to authorize the Madison Village Corporation to purchase the property and franchises of the Madison Water Co. Printed under rule.

Mr. Knowlton for the same committee, reported ought to pass on bill an act to amend section 45, of chapter 140, of the Revised Statutes, relating to the State prison. Printed under rule.

Mr. Rounds for the committee on temperance, reported ought to pass on bill an act to prohibit the manufacture and sale of cigarettes. Printed under rule.

Mr. Young for the committee on interior waters, on petition of Baskakegan

Dam Co., praying that its charter be amended so that its rates might be increased, reported leave to withdraw.

Mr. Moore for the same committee, reported in a new draft and ought to pass, bill an act to authorize the erection of piers and booms in the Mattawamkeag river at the Ox Bow. Printed under rule.

Mr. Gilman for the committee on education, reported ought to pass on resolve to legalize the doings of school district No. 5, in the town of Falmouth, and of the trustees of the Crispus Graves fund. Printed under rule.

Mr. Cox for the committee on ways and bridges, on petition reported a resolve in favor of building a bridge over the Daigle brook in the town of Van Buren. Printed under rule.

Mr. Williams for the committee on railroads, telegraphs and expresses, reported ought not to pass on bill an act to amend section 9, of chapter 378, of the Public Laws of 1895, relating to connections between telephone lines.

Mr. Jones for the committee on interior waters, on petition reported bill an act to incorporate the Penobscot East Branch Log Driving Co. Printed under rule.

Mr. Kneeland for the committee on shore fisheries, reported ought not to pass on bill an act to amend section 43, of chapter 40, of the Revised Statutes, relating to the weekly close time for taking salmon in the rivers of the State.

ORDERS.

On motion of Mr. Talbot of Lewiston, Ordered, The Senate concurring, that when the House adjourns it adjourn to Tuesday at 10 o'clock A. M., March 2.

READ AND ASSIGNED.

An act additional to chapter 314, of the Public Laws of 1893, relating to the sale of land for taxes.

An act authorizing the Rumford Falls Lumber Co. to hold stock and bonds of the Rumford Falls Brick Co.

An act additional relating to the Bath municipal court.

PASSED TO BE ENGROSSED.

An act relating to the Hallowell Water Company.

Resolve authorizing the county of York to procure a loan.

An act to extend and additional to the charter of the Oakland Water Company.

An act to extend the charter of the Eastport bridge.

An act to change the name of the Alonzo Wing Library Association.

An act authorizing cities and towns to accept conveyances upon trusts in public burial places and providing for a record of deeds of burial lots.

An act to incorporate the Misery Stream Dam Company.

An act to amend chapter 506 of the Private and Special Laws of 1889, entitled an act to incorporate the city of Deering, as amended by chapter 439, of the Private and Special Laws of 1893, and by chapter 633, of the Private and Special Laws of 1893, and by chapter 238 of Private and Special Laws of 1895.

On motion of Mr. Knowlton of Portland, this bill was laid on the table pending its first reading.

Resolve in favor of the State reform school.

Resolve in favor of Calais academy.

PASSED TO BE ENACTED.

An act to authorize Frederick A. Staples to build and maintain a wharf in the tide waters of Piscataqua river in the town of Elliot in the county of York.

An act to establish a board of fire commissioners for the city of Auburn.

An act to amend section 44, of chapter 27, of the Revised Statutes, as amended by chapter 253, of the Public Laws of 1893, relating to intoxicating liquors.

An act to enable the town of Dexter to establish a system of water works and sewerage.

An act to create alein on leather.

An act to amend chapter 304, of the Public Laws of 1889, in relation to the compensation of the sheriff of the county of Aroostook.

An act to change the name of the Saint Lawrence Street Congregational Parish of Portland.

An act to authorize the Auburn and Turner Railroad Company to make a loan.

An act relating to the incorporation of the Portland Female Provident Association.

An act to regulate the taking of eels and white fish.

An act to incorporate the South Branch Improvement Company.

An act to amend section 2, of chapter 60, of the Revised Statutes, as amended by chapter 179, of the Public Laws of 1893, relating to libels of divorce.

An act to establish the salary of the judge of probate for the county of Lincoln.

An act to confirm the organization of the Hathorn Fancy Forging Company and change its name to that of the Hathorn Manufacturing Company.

Resolve in favor of aid in building a bridge across Sandy stream in Lexington plantation.

Resolve for an appropriation for the use of the commissioners of sea and shore fisheries.

Resolve authorizing a temporary loan for the year 1897.

Resolve authorizing a temporary loan for the year 1898.

ORDERS OF THE DAY.

On motion of Mr. Dickey of Fort Kent, bill for the better protection of girls was taken from the table, and on further motion by the same gentleman it was passed to be engrossed.

On motion of Mr. Daggett of Smyrna, resolve relating to the Penobscot tribe of Indians, was taken from the table.

Mr. Daggett offered an amendment to strike out, in lines 15 and 16, the words: "for salary of Roman Catholic priest, \$100 each year."

Mr. King of Caribou: This matter was reported by Senator Weeks from the committee on Indian affairs. It is a mat-

ter which does not concern me personally except as a member of that committee, and there does not seem to be any body here to answer for that report. I can only say that it has been customary for years to appropriate that sum for this purpose. We have always regarded these people as wards of the State. Catholicism is their peculiar religion. It is right that they should have some instruction, and this is the instruction that they wish and require, if the gentleman's objection is on the ground of the kind of religion that they desire; and if it is on the ground of any religious instruction I will say that they are a peculiar people and that probably this religious instruction and the control which this priest has over them does more to make them good and law-abiding citizens than all the rest of the money appropriated in this bill; and I hope that the amendment will not prevail.

Mr. Daggett of Smyrna: I expected to hear about this old chestnut of custom. I question the advisability of such legislation. I make no fight with any denomination. I do protest against appropriating the public money for sectarian purposes. I believe that the church ought to take care of itself and that the State should take care of itself. I believe it is dangerous legislation, and I urge the adoption of this amendment.

Mr. Dudley of Brookston: I have no personal interest in this matter other than I think in justice to the Indians that they should have this appropriation. It is a poor time now to bring sectarianism into the House. I think if the members should consider the matter the amendment would prevail. I believe these wards of the State should have this appropriation the same as they have had it for the past 40 or 50 years.

The question being on the adoption of the amendment, offered by Mr. Daggett, the amendment was lost.

The resolve was then read and assigned for Wednesday of next week.

On motion of Mr. Murray of Pembroke, resolve in favor of Eastern Maine General Hospital, was taken from the table, and on further motion by the same gentleman, it was read a second time and was passed to be engrossed.

On motion of Mr. Daggett of Smyrna, resolve relating to the Passamaquoddy Indians was taken from the table.

Mr. Daggett offered an amendment to strike out in lines 16 and 17 the words: "for salary of priest \$200 each year." Also amend by striking out in lines 23, 24, 25, 26 and 27, the words: "for repairs of the church at Peter Dana's point, \$150 in 1897; for repairs of schoolhouse and church at Pleasant Point, \$75 for the year 1897."

The question being on the adoption of the amendment, the amendment was lost.

The resolve was then read and assigned for Wednesday of next week.

On motion of Mr. Pearl of Bangor, resolve in favor of Bangor Children's Home, was taken from the table.

Mr. Pearl: The statement of facts has been printed and it is before the members

of the House. There is a mistake on the second page, "For 20 years the State has allowed an annual sum varying from \$1000 to \$20,000." It should be, "from \$1000 to \$2000." In regard to this institution I need not say anything to any of the members of this House, for it must be that you are too well acquainted with the grand work that it has accomplished during its history. It is one of the noblest institutions of charity in our State; and I move that the resolve be put upon its passage.

The motion was agreed to, and the resolve was read a second time and was passed to be engrossed.

On motion of Mr. Hutchins of Penobscot, who stated that it was at the request of Mr. Hamilton of Biddeford, resolve in favor of Lincoln plantation was taken from the table, and on further motion by the same gentleman it was read a second time and was passed to be engrossed.

On motion by Mr. Furbush of Lewiston, Adjourned.